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Atty. Dkt. No. 053466-0296

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Tadamitsu KISHIMOTO et al.

Title: CHRONIC RHEUMATOID ARTHRITIS THERAPY CONTAINING IL-6 ANTAGONIST AS EFFECTIVE COMPONENT

Appl. No.: 09/756,125

Filing Date: 1/9/2001

Examiner: Gerald R. EWOLDT

Art Unit: 1644

Conf. No.: 6506

INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR §1.56

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Submitted herewith on Form PTO/SB/08 is a listing of documents known to Applicants in order to comply with Applicants' duty of disclosure pursuant to 37 CFR §1.56.

A copy of each non-U.S. patent document and each non-patent document is being submitted to comply with the provisions of 37 CFR §1.97 and §1.98.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 CFR §1.56(b). Applicants do not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* art reference against the claims of the present application.

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TIMING OF THE DISCLOSURE

The listed documents are being submitted in compliance with 37 CFR §1.97(c), before the mailing date of either a final action under 37 CFR §1.113, a notice of allowance under 37 CFR §1.311, or an action that otherwise closes prosecution in the application.

RELEVANCE OF EACH DOCUMENT

Applicants submit, as Documents C13 and C14, copies of two Office Actions from the counterpart Chilean applications, which list the documents considered relevant by the Chilean examiner. Documents C1-C7 and C9-C12 are believed to be English language equivalents of documents cited in the Office Actions in the counterpart applications in Chile.

Also submitted herewith as document C8 is a copy of JP 04-187645, which was cited in the Information Disclosure Statement filed on April 28, 2006, along with an English language abstract thereof. The Examiner has refused to consider this reference to date because the exact part of the reference translated in the partial English translation submitted therewith on April 28, 2006, was not identified. Applicants submit the enclosed English-language abstract which meets the requirement for a concise explanation of relevance.

Finally, enclosed are four pages of form PTO-1449 submitted with the Information Disclosure Statement filed in this application on January 9, 2001, and considered by the Examiner on March 16, 2001 (returned with the Office Action of March 20, 2001). Only the first of four pages is found in the Image File Wrapper, therefore all four pages are resubmitted herewith to ensure that the references have been made of record and will appear on the face of the issued patent.

Applicants respectfully request that each listed document be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO/SB/08 be returned in accordance with MPEP §609.

FEE

A credit card payment form in the amount of \$180.00 is enclosed in accordance with 37 CFR §1.17(p) to cover the fee associated with an information disclosure statement under 37 CFR §1.97(c) in the amount of \$180.00.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this submission under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by the credit card payment form being unsigned, providing incorrect information resulting in a rejected credit card transaction, or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Respectfully submitted,

Date April 27, 2009 By Simon J. Elliott

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